

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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CADLEROCK JOINT VENTURE, L.P.,

Plaintiff,

-against-

ORDER ADOPTING REPORT  
AND RECOMMENDATION  
07-CV-1207 (JS)(WDW)

ALFREDO PRADO and JOHN DOE #1 THROUGH  
JOHN DOE #10, the last ten names being  
fictitious and unknown to plaintiff, the  
persons or parties intended being the  
tenants, occupants, persons or  
corporations, if any, having or claiming  
an interest in or lien upon the premises  
described in the complaint,

Defendants.

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APPEARANCES:

For Plaintiff: Jack Hassid, Esq.  
460 Park Avenue, 10th Floor  
New York, NY 10022

For Defendants: No Appearances

SEYBERT, District Judge:

Upon review of the Report and Recommendation ("Report")  
of Magistrate Judge William D. Wall issued September 3, 2008, to  
which no party has objected, the Court hereby ADOPTS the Report in  
its entirety.

Pursuant to Rule 72 of the Federal Rules of Civil  
Procedure any objections to the Report were to be filed with the  
Clerk of the Court within ten days of service of the Report. The  
time for filing objections has expired and no Party has objected.  
Accordingly, all objections are hereby deemed to have been waived.

The Court ADOPTS the Report in its entirety and ORDERS that damages be awarded totaling \$247,134.20, plus additional per diem interest of \$31.78 from September 1, 2008 until the date of entry of judgment.

SO ORDERED.

/s/ JOANNA SEYBERT  
Joanna Seybert, U.S.D.J.

Dated: Central Islip, New York  
October 7, 2008